

*erty. "Reasonable costs" shall mean such amount as will reasonably compensate the party entitled to the cost of moving the property from the premises in which it was located to other premises within a reasonable distance, for use by the condemnee.* WHEN PREMISES HAVE BEEN ACQUIRED, IN WHOLE OR IN PART, UNDER CONDEMNATION PROCEEDINGS, OR BY NEGOTIATION IN LIEU OF CONDEMNATION PROCEEDINGS, THE PARTY AT WHOSE EXPENSE PERSONAL PROPERTY OR REMOVABLE FIXTURES, OR BOTH, MUST BE MOVED SHALL BE ENTITLED TO RECEIVE FROM THE CONDEMNOR FOR THE REASONABLE COSTS OF MOVING THE SAME TO ANOTHER LOCATION WITHIN A REASONABLE DISTANCE, NOT TO EXCEED IN THE CASE OF RESIDENTIAL PREMISES, OR COMMERCIAL OR INDUSTRIAL PREMISES OCCUPIED BY THE OWNER, THE ACTUAL COSTS OF MOVING, AND NOT TO EXCEED IN THE CASE OF A COMMERCIAL OR INDUSTRIAL PREMISES OCCUPIED BY A PERSON OTHER THAN THE OWNER, FIVE THOUSAND DOLLARS (\$5,000.00), PROVIDED THAT REIMBURSEMENT SHALL NOT EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) FOR ANY COMMERCIAL OR INDUSTRIAL OCCUPANT WHOSE INTEREST IN THE PREMISES IS THAT OF LESSEE AND WHOSE UNEXPIRED TERM DOES NOT EXTEND THREE (3) YEARS OR MORE, (ANY OPTION TO RENEW SAID LEASE TO BE TREATED AS HAVING BEEN EXERCISED) BEYOND THE DATE OF ACQUISITION OF THE PREMISES. "REASONABLE COSTS" SHALL MEAN THE ACTUAL COST OF MOVING SUCH PROPERTY FROM THE PREMISES ACQUIRED TO ANOTHER LOCATION, WITHIN A REASONABLE DISTANCE, FOR USE BY THE PERSON SEEKING REIMBURSEMENT, EXCLUDING LOSS OF PROFIT OR GOOD WILL. *The amount of allowance for moving costs shall be as the condemnor and the party affected shall agree or, in the absence of such agreement, the matter shall be determined, upon petition of either the condemnor or the party affected, filed after the actual removal of the property, by a judge of the court in which the condemnation proceedings have been filed or, if there be no such proceedings, by a judge of a law court in that jurisdiction in which the premises or any part thereof is located; the award of the judge in no event shall exceed the actual moving costs.*

*(b) No petition may be filed hereunder except by the condemnor unless the party affected has given written notice to the condemnor at least ten (10) days prior to the date of the removal of the property, stating the date of intended removal, the identification of the property by location or otherwise, and the place to which the property is to be removed, and also has given to the condemnor and its representatives, upon request, adequate opportunity to inspect the property involved.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1961.*

Approved April 24, 1961.